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Paper No. 13

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**OFFICE OF PETITIONS
ON PETITION**

In re Application of :
Vining :
Application No. 10/080,260 :
Filed: February 21, 2002 :
For: Smoke Detector With RF Reset Switch :

This is a decision in response to the paper filed May 10, 2004, which is being treated as a renewed petition under 37 CFR 1.181 (no fee) to withdraw the holding of abandonment of the above-identified application.

The petition is **granted**.

The above-identified application became abandoned for failure to reply in a timely manner to the Notice to File Missing Parts of Application (Notice) mailed March 19, 2002. The Notice set a period for reply of two (2) months from the mail date of the Notice. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the above-identified application became abandoned on May 19, 2002. A Notice of Abandonment was mailed on December 3, 2003.

Petitioner contends that the Notice of Missing Parts was never received. Petitioner has provided a sufficient showing to demonstrate non-receipt of the Notice.

The Notice of Abandonment is hereby vacated and the holding of abandonment withdrawn.

The file is being forwarded to the Office of Initial Patent Examination for further processing.

Telephone inquiries should be directed to Petitions Attorney Steven Brantley at (703) 306-5683.

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Office of Petitions